

COMBINED DECLARATION AND POWER OF ATTORNEY

I, Victor Chornenky, a citizen of the United States of America, residing at 702 Apple Creek Lane, Santa Rosa, California, hereby declare that: my residence, post office address and citizenship are as stated above next to my name; and that I verily believe I am the original, first and sole inventor of the subject matter which is claimed and for which a patent is sought on the invention entitled "X-Ray Emitting System and Method", the specification of which is attached hereto.

I hereby state that I have reviewed and understand the contents of the specification including the claims as amended by any amendment specifically referred to in the Oath or Declaration. that I do not know and do not believe that the same was ever known or used in the United States of America before our invention thereof or patented or described in any printed publication in any country before our invention thereof, or in public use or on sale in the United States of America more than one year prior to the date of this application, that said invention has not been patented or made the subject of an inventor's certificate issued before the date of this application in any country foreign to the United States of America on an application filed by me or our legal representative or assigns more than six months prior to this application, and that no application for patent or inventor's certificate on this invention has been filed in any country foreign to the United States of America by ourselves or our legal representatives or assigns

I acknowledge the duty to disclose information which is material to patentability in accordance with Title 37, Code of Federal Regulations, Section 1.56.

As named inventor, I hereby appoint the following attorneys to prosecute this application and to transact all business in the Patent and Trademark Office connected therewith:

Michael J. Jaro
Registration No. 34,472
Catherine C. Maresh
Registration No. 35,268
James F. Crittenden
Registration No. 39,560
Janis Biksa
Registration No. 33,648

Address all telephone calls to Catherine Maresh at telephone number (707) 543-0221 and all correspondence to:

IP Legal
Medtronic AVE, Inc.
3576 Unocal Place
Santa Rosa, CA 95403

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

Name of Inventor: Victor Chornenky

Inventor's Signature: Victor Chornenky

Date: 07/13/01

00005267-071301